

NANCY SWEENEY
CLERK DISTRICT COURT

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IN THE FIRST JUDICIAL DISTRICT COURT FOR THE STATE OF MONTANA
LEWIS AND CLARK COUNTY

STATE AUDITOR, EX OFFICIO SECURITIES
COMMISSIONER FOR MONTANA,
Petitioner,

vs.

KEITH KOVICK, individually and in his capacity
as agent for the named respondent companies;
ROBERT CONGDON, individually and in his
capacity as agent for the named respondent
companies; DAN WOLSKY, individually and in
his capacity as agent for the named respondent
companies; DAN KLEMANN, individually and in
his capacity as agent for the named respondent
companies;

CORNERSTONE FINANCIAL CORPORATION
13 2nd Ave, Polson, MT, 59860

D & D MANAGEMENT and PROPERTY
DEVELOPMENT, INC.
466 Misty Vale Lane, Corvallis, MT 59828

Respondents.

Cause No. CDV-2009-157

ORDER GRANTING
STIPULATED PRELIMINARY
INJUNCTION

Pursuant to the terms of this Court's order of July 21, 2009, and the Stipulation
for Entry of Preliminary Injunction, and good cause appearing, the Court hereby orders as
follows:

1. The Montana Commissioner of Securities (the "Commissioner")
petitioned this Court for preliminary injunctive relief pursuant to her authority under the

Order Granting Stipulated Preliminary Injunction

Securities Act of Montana, specifically, § 30-10-305(1)(b), MCA, and this Court has jurisdiction over her request.

2. Keith Kovick ("Kovick"), Robert Congdon ("Congdon") and Cornerstone Financial Corporation ("Cornerstone"), certain parties in this cause agreed to stipulate to issuance of a preliminary injunction as requested by the Commissioner pending the disposition of a related agency proceeding brought by the Montana Securities Department, (Case No. SEC-2009-6)(the "Agency Action") involving each of them and have agreed that the contents of this order satisfy the requirements of § 27-19-105, MCA.

3. Kovick, Congdon and Cornerstone shall cease and desist from conducting securities business in or from Montana.

4. Kovick, Congdon and Cornerstone further shall cease and desist from transferring, encumbering or otherwise disposing of any assets they own individually or any interest they own in any assets without the prior approval of the court-appointed receiver, whose approval shall not be unreasonably delayed or conditioned. Any money generated from the disposition of their assets shall be remitted to the court-appointed receiver for safekeeping during the pendency of this preliminary injunction.

5. Kovick, Congdon and Cornerstone may provide written requests to the receiver for the release of funds for the purpose of paying their personal expenses in the ordinary course of living. However, any unusual expenditure or individual expenditure in excess of \$2,500 must be approved by the receiver in writing where such writing includes findings for the release of funds for unusual expenditures of those in excess of \$2,500.

6. Kovick, Congdon and Cornerstone shall refrain from harassing or otherwise intimidating any of the alleged victims described in the Agency Action.

7. This court order is binding upon Kovick, Congdon and Cornerstone, their officers, agents, employees and attorneys and those acting in concert or participation with them.

8. This preliminary injunction shall remain in force pending the disposition of the Agency Action involving Kovick, Congdon and Cornerstone.

SO ORDERED this 17th day of August, 2009.

151 *Kathy Sealey*
KATHY SEELEY, District Judge

cc. Robert Congdon
Keith Kovick
Roberta Cross Guns/John J. Mudd
Michelle Sievers
Bill Schrieber